

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 18.2-160.1 of the Code of Virginia, relating to boarding or riding a*
3 *transportation district train without lawful payment of fare; penalties.*

4 [S 657]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 18.2-160.1 of the Code of Virginia is amended and reenacted as follows:**

8 § 18.2-160.1. Boarding or riding transportation district train without lawful payment of fare; penalty.

9 A. It is unlawful for any person to board or ride a train operated by, or under contract with, a
10 transportation district created pursuant to Chapter 45 (§ 15.2-4500 et seq.) of Title 15.2 when he fails or
11 refuses to pay the posted fare published by the transportation district, or fails to properly validate a train
12 ticket of the transportation district. A violation of this subsection continues from the point of boarding
13 through termination of the train's scheduled trip. Any person who violates the provisions of this
14 subsection is subject to a civil penalty of \$100.

15 B. It is unlawful for any person to board or ride a train operated by, or under contract with, a
16 transportation district created pursuant to Chapter 45 (§ 15.2-4500 et seq.) of Title 15.2 with a validated
17 ticket and to willfully use the ticket outside the designated zone of the paid ride. A violation of this
18 subsection continues throughout the time that such ticket is used outside the designated zone of the paid
19 ride. Any person who violates the provisions of this subsection is subject to a civil penalty of \$100.

20 C. It is unlawful for any person to board or ride a train operated by, or under contract with, a
21 transportation district created pursuant to Chapter 45 (§ 15.2-4500 et seq.) of Title 15.2 when he uses a
22 fraudulent or counterfeit ticket as a means to evade payment of the posted fare published by the
23 transportation district. A violation of this subsection continues from the point of boarding through
24 termination of the train's scheduled trip. A violation of this subsection is punishable as a Class 2
25 misdemeanor with a fine of not less than \$500 *for a first violation and with a fine of not less than \$750*
26 *for a second or subsequent conviction when the second or subsequent conviction occurs more than 24*
27 *hours after but within 365 days of a prior violation.*

28 D. Any person who has been convicted of violating subsection C shall be civilly liable to the
29 Commonwealth and the transportation district for all costs incurred in prosecuting such person. The
30 costs shall be limited to actual expenses, including the base wage of one employee acting as a witness
31 for the Commonwealth and suit costs, but the total costs recovered shall not exceed the maximum
32 amount of the fine that may be imposed for the offense.

ENROLLED

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